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OFFICE OF CHIEF COUNSEL

January 24, 2002

Docket # FRA 2001-11068

FRA-2001-11068-16

Patricia V. Sun  
Trial Attorney  
Office of General Counsel  
Federal Railroad Administration  
RCC-11, Mail Stop 10  
1120 Vermont Ave. NW  
Washington DC 20590

Dear Ms. Sun:

Re: NPRM Regulatory Impact Statement – Part 219 Testing of Foreign Employees

Canadian Pacific Railway Company (CPR) has not yet received the Regulatory Impact statement referred to in this Docket. As of this date, it has not been recorded in the on-line DMS docket file. And after repeated requests, CPR has not yet received an electronic or fax copy. Without this information it is difficult for CPR to formulate written comments by the Feb. 11 deadline or prepare oral statements for the Feb. 14 hearing. In the absence of complete documentation on this NPRM, CPR reserves the right to submit additional comments on this matter after the above-mentioned dates.

Your assistance in getting an immediate copy of the Regulatory Impact statement would be most appreciated.

CPR will be making oral statements at the Feb. 14 hearing. However, we have not yet determined the names of the individuals who will participate. You will be advised of those names at a later date. I will attempt to call you today to confirm your receipt of this letter and to query you on how the hearings are going to be structured.

Sincerely,

James W. Kienzler  
Director, Regulatory Affairs

cc: FRA Docket Clerk  
Faye Ackermans

Pat Riley